

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
HELENA DIVISION

**FILED**

SEP 26 2017

Clerk, U.S. District Court  
District Of Montana  
Helena

ST. PETER'S HOSPITAL and  
MOUNTAIN STATES  
HEALTHCARE RECIPROCAL RISK  
RETENTION GROUP and  
COLUMBIA CASUALTY  
COMPANY,

No. CV 16-91-H-SEH

**ORDER**

Plaintiffs,

vs.

LEXINGTON INSURANCE  
COMPANY,

Defendant.

Pending before the Court is Defendants' Unopposed Motion to Take  
Judicial Notice<sup>1</sup> requesting that this Court "take judicial notice of pleadings and  
docket sheet in *Fisher v. St. Peter's Hospital, et al*, ADV 2014-722, First Judicial  
District, Lewis & Clark County, Montana."<sup>2</sup> The Unopposed Motion to Take  
Judicial Notice clarifies that: "Plaintiffs do not oppose the motion for the Court to  
take judicial notice of the pleadings, but Plaintiffs do not consent to judicial notice

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<sup>1</sup> Doc. 45.

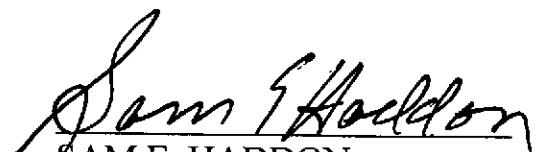
<sup>2</sup> Doc. 45 at 1-2.

of the facts set forth in those pleadings.”<sup>3</sup>

ORDERED:

Defendants’ Unopposed Motion to Take Judicial Notice<sup>4</sup> is GRANTED in part and DENIED in part. Judicial notice is taken of the record of pleadings and docket sheet from *Fisher v. St. Peter’s Hospital, et al*, ADV 2014-722, First Judicial District, Lewis & Clark County, Montana.<sup>5</sup> No notice is taken as to the truth of factual or other allegations in Cause ADV 2014-722.

DATED this 26th day of September, 2017.



SAM E. HADDON  
United States District Judge

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<sup>3</sup> Doc. 45 at 2.

<sup>4</sup> Doc. 45.

<sup>5</sup> Docs. 41-1, 41-2, 41-3, and 41-4.